IN THE HIGH COURT OF JUDICATURE AT PATNA

Cr.Misc. No.23019 of 2008

MD.KHUSDIL ANSARI
Versus
THE STATE OF BIHAR

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3. 24.7.2008 Heard the learned counsel for the petitioner and the State.

The petitioner is apprehending his arrest in connection with Barsoi P.S. Case No.29/2008 for the alleged offences registered under section 376 etc. of the Indian Penal Code.

It is submitted on behalf of the petitioner that the present case has been filed in order to counter the case filed by this petitioner, vide Matrimonial Case No.33 of 2008, as contained in Annexure 3, wherein the allegation against the complainant is to the effect that she was pregnant before marriage.

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The learned APP on perusal of the case diary submits that in the statement of the complainant she has stated to the effect that upon filing of the matrimonial case she has filed the complaint case in question.

Considering the submissions as noticed above and on perusal of the allegations made in the complaint as well as the materials brought on the record, it is directed that the petitioner Md. Khusdil Ansari, in the event of his arrest or surrender in connection with Barsoi P.S. Case No. 29/2008,

within a period of four weeks from today, be enlarged on bail on furnishing bail bond of Rs.10,000/- (Ten thousand) with two sureties of the like amount each to the satisfaction of the Chief Judicial Magistrate, Katihar, in connection with the aforesaid case, on the conditions mentioned in sub-section (2) of section 438 of the Code of Criminal Procedure.

PNM **(Shailesh Kumar Sinha, J.)**

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